

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

IN RE PORK ANTITRUST LITIGATION

Case No. 0:18-cv-01776-JRT-HB

This Document Relates To:
ALL COMMERCIAL AND
INSTITUTIONAL INDIRECT
PURCHASER PLAINTIFF ACTIONS

**JOINT STIPULATION OF
CONSENT FOR LEAVE TO FILE
COMMERCIAL AND
INSTITUTIONAL INDIRECT
PURCHASER PLAINTIFFS'
FOURTH AMENDED CLASS
ACTION COMPLAINT**

Commercial and Institutional Indirect Purchaser Plaintiffs (“Plaintiffs”) and Defendants hereby stipulate as follows:¹

1. Plaintiffs may file the Fourth Amended Class Action Complaint in this matter—attached hereto as Exhibit A (Proposed Redline Complaint) and Exhibit B (Proposed Complaint – Clean)—pursuant to Fed. R. Civ. P. 15(a)(2), which permits a party to amend its pleading with the opposing party’s written consent, *see Thomas v. United Steelworkers Local 1938*, 743 F.3d 1134, 1140 (8th Cir. 2014), *reh’g denied* (Apr. 8, 2014) (“After 21 days had passed from the filing of his second amended complaint, [plaintiff] was required to either obtain the consent of the opposing parties or seek the permission of the district court if he wanted to amend his complaint to remove certain claims.”).

2. Defendants hereby consent to the Court granting Plaintiffs leave to file the Fourth Amended Class Action Complaint, attached hereto as Exhibit B.

¹ JBS takes no position on the amendment.

3. The Parties further stipulate that Defendants are not required to answer the Fourth Amended Class Action Complaint, and that all admissions and denials as to factual allegations and all affirmative defenses in Defendants' prior answers to the Third Amended Complaint remain operative.

Dated: June 3, 2021

Respectfully submitted,

By: /s/ Blaine Finley

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